

House Bill 1090 (AS PASSED HOUSE AND SENATE)

By: Representatives Stephens of the 164<sup>th</sup>, Carter of the 159<sup>th</sup>, Parham of the 141<sup>st</sup>, and Parrish of the 156<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to change certain provisions relating to Schedule I, II, III, and IV controlled substances; to change certain provisions relating to the definition of "dangerous drug"; to provide for the use of nitrous oxide for food purposes and in household products; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, is amended in Code Section 16-13-25, relating to Schedule I controlled substances, by adding new subparagraphs to paragraph (3) to read as follows:

"(ZZ) 4-iodo-2,5-dimethoxyamphetamine;  
(AAA) 4-chloro-2,5-dimethoxyamphetamine;"

**SECTION 2.**

Said chapter is further amended in Code Section 16-13-25, relating to Schedule I controlled substances, by revising paragraph (8) as follows:

"(8) ~~1-(3-Trifluoromethylphenyl)~~ 1-(3-Trifluoromethylphenyl) Piperazine (TFMPP);"

**SECTION 3.**

Said chapter is further amended in Code Section 16-13-26, relating to Schedule II controlled substances, by adding a new subparagraph to paragraph (3) to read as follows:

"(G) Lisdexamfetamine;"

**SECTION 4.**

Said chapter is further amended in Code Section 16-13-27, relating to Schedule III controlled substances, by deleting the period at the end of paragraph (10) and replacing it with a semicolon and by adding a new paragraph to read as follows:

"(11) Embutramide."

**SECTION 5.**

Said chapter is further amended in Code Section 16-13-28, relating to Schedule IV controlled substances, by adding new paragraphs to subsection (a) to read as follows:

"(1.5) Armodafinil;"

"(11.5) Eszopiclone;"

**SECTION 6.**

Said chapter is further amended in Code Section 16-13-71, relating to the definition of dangerous drug, by revising paragraphs (160.15) and (402.7) in subsection (b) as follows:

"(160.15) Cetirizine - See exceptions;"

"(402.7) Fluticasone ~~Propionate~~;"

**SECTION 7.**

Said chapter is further amended in Code Section 16-13-71, relating to the definition of dangerous drug, by adding new paragraphs to subsection (b) to read as follows:

"(19.77) Aliskiren;"

"(28.5) Ambrisentan;"

"(44.6) Ammonia, N-13;"

"(67.67) Astenajavol;"

"(317.2) Doripenem;"

"(330.3) Eculizumab;"

"(506.9) Ixabepilone;"

"(512.3) Lanreotide;"

"( 512.67) Lapatinib;"

"(516.75) Levocetirizine;"

"(540.3) Maraviroc;"

"(595.5) Methoxy polyethylene glycol-epoetin beta;"

"(638.45) Nebivolol;"

"(644.3) Nilotinib;"

"(831.03) Raltegravir;"

"(836.3) Retapamulin;"

1       "(845.95) Rotigotine;"  
2       "(851.045) Sapropterin;"  
3       "( 931.77) Temsirolimus;"

4                                   **SECTION 8.**

5   Said chapter is further amended in Code Section 16-13-71, relating to the definition of  
6   dangerous drug, by adding a new paragraph to subsection (c) to read as follows:

7       "(6.5) Cetirizine - when a single dosage unit is either 1mg per 1ml or less or 10mg or  
8       less;"

9                                   **SECTION 9.**

10   Said chapter is further amended in Code Section 16-13-79, relating to violations relative to  
11   dangerous drugs, by adding a new subsection to read as follows:

12       "(d) This article shall not apply to any person who possesses, distributes, sells, or uses  
13       nitrous oxide for food preparation in a restaurant, for food service, or in household  
14       products."

15                                  **SECTION 10.**

16   This Act shall become effective upon its approval by the Governor or upon its becoming law  
17   without such approval.

18                                  **SECTION 11.**

19   All laws and parts of laws in conflict with this Act are repealed.